



WISCONSIN LEGISLATIVE COUNCIL RULES CLEARINGHOUSE

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CLEARINGHOUSE RULE 12-004

Comments

[NOTE: All citations to “Manual” in the comments below are to the Administrative Rules Procedures Manual, prepared by the Legislative Reference Bureau and the Legislative Council Staff, dated November 2011.]

2. Form, Style and Placement in Administrative Code

a. The introductory clause should be replaced with the following: “An order of the Board of Nursing to amend N 3.03 (1) (a) 3. and (b) 6. and (2) (a) 3. and (b) 6., relating to endorsement licensure.” [ss. 1.02 (1) and 1.07 (2), Manual.]

b. In SECTIONS 1 to 4, “action, which” should be replaced with “action, which”. The existing text does not contain the comma after “action”, so the comma should be underlined to reflect that it is new material. [s. 1.06 (1), Manual.]

c. In SECTION 2, “territories or provinces” should be replaced with “territories, provinces or countries” to reflect the existing text in s. N 3.03 (1) (b) 6.

d. The effective date should be set forth in a numbered section at the end of the rule (i.e., SECTION 5). [s. 1.02 (4), Manual.]

4. Adequacy of References to Related Statutes, Rules and Forms

a. Citations to statutory and administrative code provisions should follow the formats described in ss. 1.03 (2) and 1.07 (2), Manual. For example, the references to “§§” in the rule summary should be replaced with “ss.” and a period should follow a subdivision in a citation.

b. SECTION 2 should refer to N 3.03 (1) (b) 6. in both the heading and the text. As written, it refers to N 3.03 (1) (b) 3., which appears to be incorrect.

5. Clarity, Grammar, Punctuation and Use of Plain Language

In SECTIONS 1 to 4, the board should consider the following alternative language (due to the fact that use of “which” could create the impression that the inserted phrase applies to any licenses against which no disciplinary action has been taken, rather than to disciplinary action):

Has a license against which no disciplinary action that the Board deems to warrant a denial has been taken in any of the states, territories or provinces in which the applicant has held a license. [For SECTIONS 1 and 3.]

Has a license against which no disciplinary action that the Board deems to warrant a denial has been taken in any of the states, territories, provinces or countries in which the applicant has held a license. [For SECTIONS 2 and 4.]